

JOSEPH P. RUSSONIELLO (CSBN 44332)
United States Attorney

FILED

E-FILING

2008 JAN 29 P 2:33

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
N.D. DIST. OF CAL. S.J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

CR 08 00042

RS

UNITED STATES OF AMERICA,

No.

Plaintiff,

v.

DARLENE JOY MURPHY,

Defendant.

VIOLATION: Title 18, United States Code,
Section 13, assimilating Cal. Vehicle Code
Section 23152(a) - Driving Under the
Influence (Class B misdemeanor); Title 18,
United States Code, Section 13, assimilating
Cal. Vehicle Code Section 23152(b) -
Driving with Blood Alcohol Percentage of
0.08 or More (Class B misdemeanor)

SAN JOSE VENUE

INFORMATION

The United States Attorney charges:

COUNT ONE: (18 U.S.C. § 13, assimilating Cal. Vehicle Code § 23152(a) - Driving Under the
Influence)

On or about December 30, 2007, at the NASA Ames Research Center in the County of
Santa Clara, and in the Northern District of California, an area within the special maritime and
territorial jurisdiction of the United States, the defendant,

DARLENE JOY MURPHY,

did operate a motor vehicle while under the influence of alcohol, in violation of Title 18, United

INFORMATION

1 States Code, Section 13, assimilating California Vehicle Code Section 23152(a), a Class B
2 misdemeanor.

3 COUNT TWO: (18 U.S.C. § 13, assimilating Cal. Vehicle Code § 23152(b) - Driving with
4 Blood Alcohol Percentage of 0.08 or More)

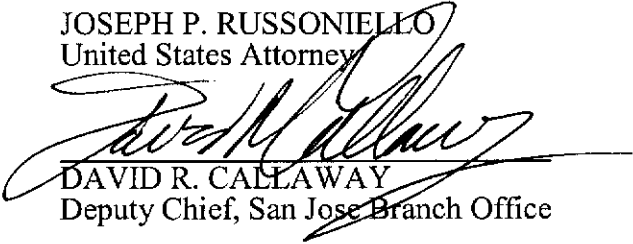
5 On or about December 30, 2007, at the NASA Ames Research Center in the County of
6 Santa Clara, and in the Northern District of California, an area within the special maritime and
7 territorial jurisdiction of the United States, the defendant,

8 DARLENE JOY MURPHY,

9 did operate a motor vehicle while having a 0.08 percent or more, by weight, of alcohol in her
10 blood, in violation of Title 18, United States Code, Section 13, assimilating California Vehicle
11 Code, Section 23152(b), a Class B misdemeanor.

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13 DATED: January 29, 2008

JOSEPH P. RUSSONIELLO
United States Attorney


DAVID R. CALLAWAY
Deputy Chief, San Jose Branch Office

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18 (Approved as to form: Natasha Bode)

Natasha Bode
Law Clerk

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INFORMATION

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT
☐ SUPERSEDINGName of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA**OFFENSE CHARGED**Title 18, U.S.C. § 13 - assimilating Cal. Vehicle
Code § 23152(a) - Driving Under the Influence
Title 18, U.S.C. § 13 - assimilating Cal. Vehicle
Code § 23152(b) - Driving With Blood Alcohol
Percentage of 0.08 or More☐ Petty
☐ Misdemeanor
☒ Felony**PENALTY:**Both Counts:
6 months imprisonment
\$1000 fine
\$10 special assessment fee**E-FILING****CR 08 00042 RS****DEFENDANT - U.S.**

DARLENE JOY MURPHY

DISTRICT COURT NUMBER

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

NASA

☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a pending case involving this same defendant☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.Name and Office of Person
Furnishing Information on
THIS FORM

JOSEPH P. RUSSONIELLO

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)

SUSAN KNIGHT

DEFENDANT**IS NOT IN CUSTODY**

- 1) ☒ Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☐ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges

☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of Institution

Has detainer
been filed?☐ Yes
☐ NoIf "Yes"
give date
filed**DATE OF
ARREST**

Month/Day/Year

Or... if Arresting Agency & Warrant were not

**DATE TRANSFERRED
TO U.S. CUSTODY**

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☒ SUMMONS ☐ NO PROCESS* ☐ WARRANT Bail Amount: _____

If Summons, complete following:

☒ Arraignment ☒ Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

1002 VALENCIA AVE, APT 4
SUNNYVALE CA 94086

Date/Time: February 21, 2008 at 9:30am

Before Judge: Seeberg Patricia V. Trumbull

Comments: _____